

MAHONIAN ALL AS FEDERAL WAR ON LINES BEGINS

Unable to Attend Meeting
of Interstate Com-
merce Commission.

HAS HAD AN OPERATION.

Counsel Says Testimony Can
Be Taken at Home, but
Commissioners Refuse.

The first development today when the Interstate Commerce Commission began its investigation of the relations between the Pacific Railroad and its subsidiary lines was that E. H. Harriman was too ill to respond to the subpoena which summoned him as a witness. Mr. Harriman had to undergo a minor operation and this was explained when the Commission met in the Federal Building.

Chairman Martin A. Knapp and Commissioners Franklin K. Lane and James B. Harlan are assisted by Frank H. Kellogg and C. A. Severance, the two chief counsel, who have been retained by the Government and who have been busy with the "U. P." records for a week.

A list of the names of the witnesses who have been subpoenaed to appear at the investigation is like a roll of the great railroad names of the land. W. V. S. Thorne, Robert W. Goetz, D. O. Miller, Ogden Mills, David Williams, James Stillman, Henry W. De Forest, Jacob H. Schiff, E. T. Jeffery, A. L. Mohler, General Manager of the Union Pacific, J. C. Stubb, the traffic director, William Mahl, Comptroller, Alexander Miller, Secretary, and Julius Kuttentritt, are some of the biggest names on the list.

Just before the time set for the hearing, the venue of the proceedings was changed from room 4 to room 6, where the three investigators took their seats beneath a large picture of Samuel Blatchford.

Harriman is ill.

As soon as the Commission was called to order, Lawyer Milburn announced that Mr. Harriman was unable to attend as a witness.

"Mr. Harriman is not, we regret to say, in a condition that he can leave his house," said Mr. Milburn. "He is simply a disability of a kind which makes it not only inadvisable, but practically out of the question for him to leave his own house. As far as I can suggest, with all due and proper regard to the dignity of the Commission, I would say that Mr. Harriman's testimony can be taken under of his own home."

"While I can appreciate objecting to that, none the less I feel it proper to say that he can give his testimony now under those conditions, and I am willing to do so, and he regrets himself personally very much that he cannot be present in this building today."

An Important Witness.

"Now, that is the situation so far as Mr. Harriman is concerned. Of course, Mr. Harriman must necessarily be an important witness on this subject. He has been connected with the various matters which the inquiry will be directed. There is no doubt that he is a man who can furnish the fullest and most connected information on these subjects. I regret that he is not here at this time, because no doubt in the evolution of this case he would be one of the first men called, apart from the testimony concerning entries in the books."

"I make this statement with a view to suggestion to the Court that there should be a postponement of that branch of the matter for some days. It is useless to expect that Mr. Harriman will be out or can come down within the next two or three days. It is any time after that that there is no expectation of prolonging the matter any time after that, he is at the command of this Commission or Court here in Washington, or wherever it may appear."

"I am sure that Mr. Harriman on Wednesday," asked Commissioner Lane. "Yes," replied Mr. Milburn. "The Commission seems to me manifestly unwilling to hold this inquiry at a private place for Mr. Harriman or any other interested party," said Chairman Knapp. "I think that the Commission is in such a position that it is unsafe for him to be here today in accordance to the subpoena, that is sufficient ground for a postponement of his examination."

"On the contrary, that is the position of the Commission as to his examination," said Mr. Knapp. "We will not undertake to determine at this time when there will be a further meeting in this matter after the one in Chicago on Wednesday. All we want to say is that we regard the statement as a matter of course for Mr. Harriman's failure to attend here this morning in response to the subpoena."

After further discussion Mr. Knapp said:

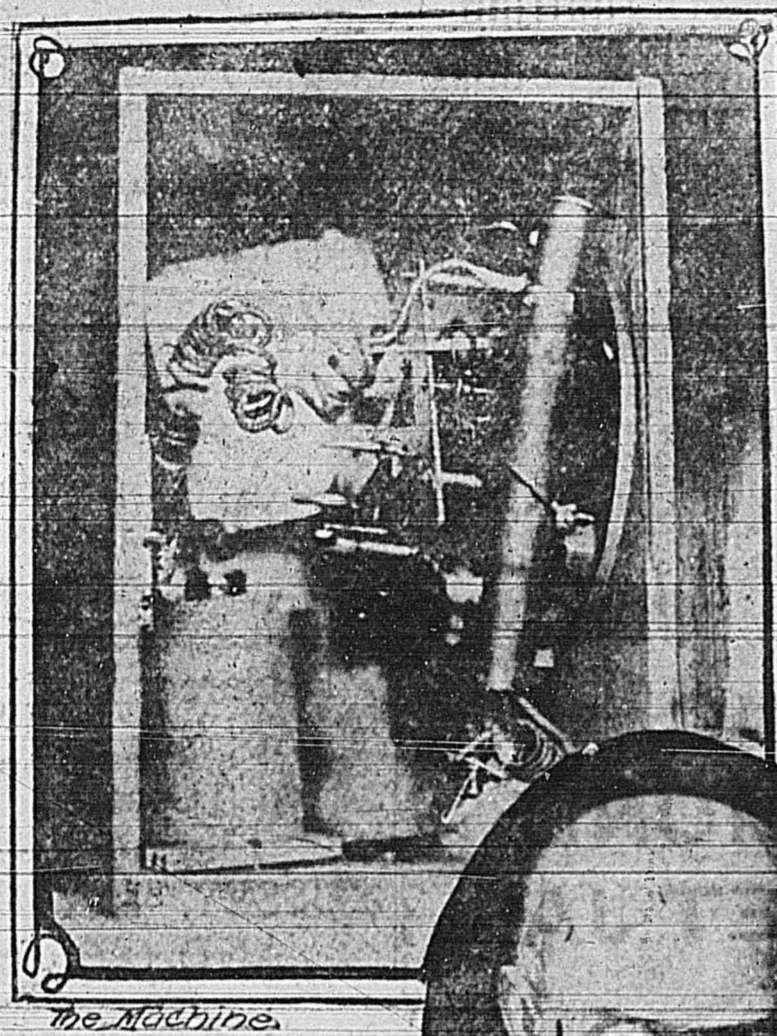
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"The witness admitted that all four of the companies had practically the same officers and directors."

All Under One Head.

Mr. Kellogg, who leans forward while listening, said that the various companies were directed by an interesting case, showed Mr. Miller a list of the similar officers and directors of the various companies from the Pacific Railroad Manual. Mr. Miller, at the direction of Judge Lovett, for

Infernal Machine, Doctor Who Made It as Joke, and Rich Father-in-Law to Whom It Was Sent



Dr. Julius Adolph Gottlieb

the Harriman interests, admitted the statistics had been furnished under his direction. The General Manager of the Union Pacific, J. C. Stubb, the traffic director, William Mahl, Comptroller, Alexander Miller, Secretary, and Julius Kuttentritt, are some of the biggest names on the list.

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SMOTHERED BABE FADING FIT; MOTHER, TOO, DEAD

Unconscious Since Wednesday Night, When Her Plight was Discovered.

Mrs. Catherine Mosca, who was found unconscious in her home at No. 38, Hicks street, Brooklyn, last Wednesday night, holding the dead body of her eight-months-old baby in her arms, died today in Long Island College Hospital, without regaining consciousness. Her coma was one of the most remarkable that the surgeons who examined her ever treated. They made extraordinary efforts to rouse her, but she might explain the remarkable condition in which she was found, but all their attempts failed.

An autopsy held by Coroner's Physician Hartung upon the body of the child established that the little one was smothered to death.

There were no marks upon the body of Mrs. Mosca indicating that she had been a victim of violence. It is plain that she killed her own baby without realizing the fatal consequences. She was a woman of a high nervous temperament and subject to sudden fainting fits, especially since the birth of the baby. Fortunately, she did not disturb any of the furniture in the room in which he found his wife and baby, and the detectives who were summoned had full opportunity for a complete investigation.

There was no trace of the presence during the day of any outsider in the room. Mrs. Mosca was sitting in a rocking chair close to a lighted upright stove on top of which there was a large pan. The water from this pan had entirely evaporated and the bottom was red-hot.

The baby was only partially clothed and a complete outfit of clean clothing was spread across a chair close at hand. Apparently Mrs. Mosca had made all preparations to give the child a warm bath.

Suddenly she was seized with a fainting fit. Her husband, who was about to happen and fearing that the baby might fall from her lap and perhaps against the stove she caught the little one convulsively to her bosom. Then she lost consciousness and while in a state of coma squeezed the child to death.

An autopsy was held today to determine the cause of the death of Mrs. Mosca. The surgeons expect to find indications of some brain trouble to substantiate the theory they have formed from the surroundings and circumstances.

Witness Becomes

Carl Jungbluth Had to Ask Judge to Excuse Him at Tobacco Trust Trial.

Carl Jungbluth, President of the MacAndrews & Forbes Tobacco Company, became so ill today while on the witness stand in the Tobacco Trust trial that he had to be excused. He was taken to his home suffering from cerebral congestion.

Although plainly nervous while in the witness stand late yesterday afternoon, no one knew that Mr. Jungbluth, one of the defendants in the case, was seriously ill. Mr. Jungbluth last evening told of the ramifications of the tobacco industry, and explained that he was not with any idea of restraining trade, as charged, or increasing prices through the alleged illegal combination of the defendants.

When called today Mr. Jungbluth appeared with a flushed face and decidedly ill at ease. He finally asked Judge Hough to be excused for a few moments, as he had a higher fever and felt quite ill. Judge Hough granted his request and suggested if he was ill he had better return to his home.

His counsel for the defense read a certificate, signed by Dr. H. S. Warren, stating that Mr. Jungbluth was suffering from the time being took a leave of absence to appear further as a witness during the day.

The effect of his testimony was that he was only the titular president of the MacAndrews & Forbes Tobacco Company, and that he really nothing whatever to do with the executive management of the concern.

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100 IN PANIC AT FIRE REFUSE TO SAVE THEIR LIVES

Fire Escapes Full of Fugitives, and None Lowers Last Ladder.

The novel spectacle of one hundred men, women and children in their night clothes clinging to the fire-escapes of a burning building and not one with sufficient presence of mind to lower the ladder which connects with the ground was the sight which greeted the firemen today when they arrived to fight a blaze at No. 7 Pitt street.

The inevitable panic resulted, but although several persons were braved in the straits, it did not become necessary to call an ambulance. Seven-year-old Samuel Oberman, who lived with his father and mother on the second floor, was overcome by smoke, but was revived by a fireman, who carried him down to the walk.

The fire broke out in the early store of Joseph Berger, on the first floor. He was entertaining friends with a phonograph when Roundman Frey, of the Broadway street station, saw the blaze in the hallway and attempted to run upstairs to warn the tenants of the five floors, but the flames stopped him. He sent in an alarm, and the screams of others in the neighborhood awakened those in the burning building.

Immediately there was a rush for the steps, but when the tenants found this means of egress cut off they flocked to the fire escapes.

The men crowded down the narrow iron rungs first, and when they reached the last balcony none appeared to know how to lower the ladder. When finally the firemen reached the scene they were up on an extensive ladder and fought back the flames, and assisted the women and children to the street.

The blaze was extinguished with a loss of less than \$50.

Brand Faints As Judge Gives Him Long Jail Term

Trenton Merchant Convicted of Arson-Makes Another Scene.

Brand was taken from the court by his wife, with tears streaming down her face, clung to her husband, trying to console him. The officers turned their backs on the scene.

Brand's counsel, John H. Bowers, will immediately take an appeal to the Supreme Court for a new trial. Brand will not be released until he pays court costs, about \$1,000, the \$1,000 fine and costs, and a \$1,000 bond.

It is believed that he will not return to Trenton. There is general sympathy throughout the city for Mrs. Brand, and her husband, but no sympathy is expressed for Brand, whose conviction is believed to be just.

Wrecked Train is Cut Off From Relief.

No Aid for Injured Passengers on Frisco Road, Owing to Washouts by Rains.

ST. LOUIS, Jan. 4.—It is reported that a "Frisco passenger train" was wrecked near Cape Girardeau, Mo., the truck having been weakened by heavy rains. A number of passengers are said to have been hurt. Had track at various places prevented relief trains from going to the scene.

DIED.

COTTIGAN.—On Jan. 3, THOMAS COTTIGAN at his residence, No. 475 West 87th st.

Members of A. O. U. No. 29 and Belvidere Park employees please take notice.

HELP WANTED.—MALE. Used to accurate work; little out of town; no traveling; open shop. Address Machinery, box 321, Wey.

DUKE AND DUCHESS OF MARLBOROUGH NOT RECONCILED

Authoritative Denial in London of Peace Arrangement by King.

LONDON, Jan. 4.—Inquiry in authoritative quarters today elicited a definite denial of the reports published in the United States that a reconciliation between the Duke and Duchess of Marlborough had been effected.

The reports are the result of gossip which has been circulating recently relative to the visit which the Duke is said to have made at Sunderland House, where the Duchess is living. On version of the visit was that it had resulted in a reconciliation, and another was to the effect that the Duke sought to adjust some of the numerous pending business affairs in which the Duchess and the Duke are mutually interested.

According to one view, the interview between the Duke and Duchess related to the disposition of one of the priceless Blenheim tapestries.

However, the rumor that the meeting resulted in a reconciliation are now authoritatively contradicted.

CHILD ALMOST
A SOLID SORE

From Skin Disease from Birth Until Six Years Old—Father Spent Fortune on Her Without Benefit—Old Doctor Suggested Cuticura, which Cured Her in Two Months, Leaving

SKIN SOFT AS A BABY'S AND WITHOUT A SCAR

"I have a cousin in Rockingham Co. who once had a skin disease from her birth until she was six years of age. Her father had spent a fortune on her to get her cured and none of the treatments did her any good. Old Dr. G. suggested that he try the Cuticura Remedy which he did. When he commenced to use it the child was almost in a solid scab. He had used it about two months and the child was well. I was there when they commenced to use your Cuticura Remedy. I stayed two weeks and then returned home and stayed two weeks and then went back and stayed with them two weeks longer and when I went home I could hardly believe she was the same child. Her skin was as soft as a baby's without a scar on it. I have not seen her in seventeen years but I have heard from her and the last time I heard from her she was well. That is where I have been acquainted with Cuticura. I hope this may be of some service to you in the future. Mrs. W. P. Ingle, Burlington, N. C., June 16, 1905."

WORLD'S EMOLLIENT
Is Cuticura Ointment.

For rashes, eczemas, itchings, irritations, scalds and chappings, for red, rough, and greasy complexions, for sore, itching, burning hands and feet, for baby rashes, itchings and chappings, and for all the purposes of the toilet, bath and nursery. Cuticura Ointment, assisted by Cuticura Soap is invaluable.

Complete External and Internal Treatment for Every Form of Itch, Rash, Eczema, and other Skin Diseases. (See to it that you get the genuine Cuticura Ointment, made by Cuticura Soap Co., New York, N. Y., and sold everywhere.)

Call for Little Free Book, "All About the Skin and Scalp."

LW. SWEET & CO.
Cash or Credit Jewellers,
37-39 Maiden Lane.
Branch, 467 Fulton Street, Brooklyn.

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LOST, FOUND AND REWARDS.

FOR SALE.—Plans and specifications for a measure of country estate to cost about \$10,000. Address C. J. 100 World.

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GIRL WHO ATE LIVE CHAMELEONS KIN OF A DUKE

British Consul Here Tells of Victim of Omaha Tragedy.

Sir Percy Sanderson, British Consul-General today verified the reports from Omaha that Louise Douglas, the snake-charmer, whose dead body was found to be full of chameleons, was a cousin of the former Duke of Hamilton and Brandon in England. The woman, whose real name Sir Percy says was Martha Norton Douglas Hamilton, was an artist's model in New York six weeks ago. The Consul-General says she was the daughter of an English artist named Hamilton, who lived here.

According to the Omaha despatches, the actress and snake-charmer, who died in the county workhouse a month ago, had just been discovered to be the cousin of the Duke of Hamilton. A letter from the English relatives has been received by Chief of Police Donohue, of that city, saying that a portrait of the young woman would follow for complete identification. The young woman ran away to become a lion-tamer, and later a snake-charmer, according to the English relatives, but refused to give up her life.

Relatives Learn of Death.

The girl's sensational death in Omaha, while trying to advertise herself by swallowing live chameleons, was reported in a London paper and seen by relatives there. An effort to identify her followed.

Sir Percy Sanderson said today that the woman came to him in 1901, while he was in London, and asked assistance as an English subject, telling him her story. She said she was posing for artists here at that time. The Consul-General bought her clothing for the time being, and sent her to England, but the woman refused to go.

According to the Omaha despatch, the woman was married in 1903 in a cage of lions. Her mother provided general assistance. The woman refused to go.

The Family Relationship.

In "Burke's Peerage," the only Marina Norton Douglas Hamilton was the daughter of Augustus Maitland Hamilton, a lieutenant in the British navy, who in 1891 married Thelma Wentworth, who divided him in two. The father was the second child of Frederic Hamilton, who was minister to Ecuador and uncle to the present Duke of Hamilton, who is the Premier Duke of Scotland, the head of the house of Douglas, so famous in Scottish history. Marquis of Douglas and Clydesdale, Earl of Angus, Aitken, Lanark and Belvoir, Lord Hamilton, Duke of Brandon and Baron of Dutton, besides being a claimant to the French dukedom of Chateaufort and the hereditary Keeper of Holyrood House.

WANT MOTOR SPEEDWAY ON LONG ISLAND.

RIVERHEAD, L. I., Jan. 4.—There was a meeting here last night between the members of the Riverhead Board of Trade and representatives of the Long Island Motor Parkway Association, of which William K. Vanderbilt, Jr., is chairman, at which the question of establishing a speedway was discussed at length. The association was represented by Secretary A. P. Partington and Treasurer J. D. Thompson and H. B. Sullivan, special passenger agent of the Long Island Railroad, was also present.

The association plans to have a speedway from the New York City line to some point on or near Peconic Bay, in Riverhead, and it wants a grant of land instead of acquiring it by purchase. The members of the Board of Trade here are favorable to the project, as they think that if it is carried out it will be a benefit to the village.

A second group of men and women operators is working constantly to develop new evidence that may prove useful to the defense.

The third group, a flying squadron, as it might be called, has been doing backward and forward between New York and the defense, far more intricate in the campaign that is being carried on by a corps of operatives from the Perkins Detective Agency, of Pittsburgh, under the direction of Roger O'Meara. These men are divided up into four groups. To one group is allotted the investigation of all new testimony volunteered by those who, for various motives, seek to protect themselves into the Thaw case.

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